

**ANIMAL CONTROL AND PROTECTION RESOLUTION AND ORDINANCE
BOARD OF COMMISSIONERS CAMPBELL COUNTY, TENNESSEE**

July 2021

Board of Commissioners Animal Control Committee

PURPOSE AND INTRODUCTION

This Resolution and Ordinance provides for the control, care, and protection of animals within Campbell County, and for the protection of the public. It provides penalties for the violation of the provisions set forth herein.

The Campbell County Animal Shelter shall deal with the protection as well as the control of animals throughout Campbell County. The objectives of the county-wide animal shelter are to discourage the breeding of cats and dogs and encourage spaying and neutering as well as to promote an effective adoption program to place animals in a comfortable home.

Section II - The Sheltering Facility:

The Campbell County Animal Shelter shall provide the most comfortable, stress-free environment possible for animals and function as the nucleus of a community's animal care and control program. The staff shall provide quality care for the animals in its charge, making every effort to provide a safe, comfortable, and healthy environment. The shelter must be accessible to the public and serve the community.

Section III – Policies:

The following duties shall be included in an effective and humane field service program:

1. Accept stray and nuisance animals.
2. Maintain clean, healthy, comfortable, and safe environment for the animals.
3. Hold stray animals turned in by public for three (3) operating days, including Saturday.
4. Establish adoption standards.
5. Provide humane treatment of animals while in the county's custody.
6. Identify and return lost pets within a reasonable amount of time.
7. Quarantine bite animals for rabies observation.
8. Enforce Tennessee state laws and local ordinances related to animals.
9. Humanely euthanize terminally sick or injured animals or dogs which pose a threat to public safety.
10. Open the shelter to the public after morning cleaning and feeding of impounded animals.
11. Clean and disinfect kennels, feed bowls, and water bowls daily.
12. House dogs and cats separately.
13. Inspect animal establishments that are required to have a permit.
14. Issue citations to persons found violating regulations set forth in this ordinance.
15. Remove animals that are deemed immediate danger to the public or are severely neglected or abused in the opinion of the Animal Control Officer.

Section IV - Animals - Restraint Required:

Owners shall exercise proper care and control of their animals to prevent them from becoming a public nuisance, or danger to people, property, or other animals.

Sporting/working animals are exempt from this provision while actively participating in their sport or working event for which they are trained or being trained. All sporting/working animals shall be restrained while not actively engaged in events and while being transported to or from these events and must comply with all other regulations.

Dangerous animals, as determined by the Campbell County Animal Control Officer(s), shall be restrained as covered in Section XIV.

Section V - Vaccinations:

Any person who owns a dog or cat four months of age or older must have the animal vaccinated against rabies by or under the supervision of a licensed veterinarian. Each animal must be issued a certificate of vaccination and an identification tag. This tag must be worn by dogs at all times unless otherwise deemed a risk to the animal by a licensed veterinarian. This rabies tag can also be used to find owner of lost animal.

Section VI – Impounding:

(a) Animal Control Officer is authorized to impound stray dogs and cats if animal is running at large causing a nuisance, or injury to property, or injury to other animals or to the public. Any animal which the animal control officer seizes may be impounded in the animal shelter and confined in a humane manner. Identifiable animals may be returned directly to the owner. Community cats may be impounded for the sole purpose of sterilization, vaccination, and return to the same location. If the animal has an injury or physical condition which causes the animal to suffer and which cannot be relieved, then the animal control officer may euthanize the animal. Any ear-tipped cat trapped by an Animal Control Officer will be released at the location the cat was trapped, provided the cat is healthy.

(b) If the dog or cat is wearing a rabies vaccination tag, is microchipped, or is wearing other identification, all reasonable effort shall be made to notify owner who is required to appear within five (5) operating days to redeem the animal. If no owner is found after five (5) days, the animal becomes sole property of the animal shelter.

(c) Animals without a form of identification shall become the property of the Campbell County Animal Shelter after (3) three days. The disposition of Campbell County animals will be determined by shelter officials and may be transferred to a rescue organization or offered for adoption.

(d) Every owner reclaiming an impounded animal which is subject to the terms of this ordinance may be required to pay all redemption fees to the Campbell County Animal Shelter. Proof of a valid rabies vaccination shall be required before any dog or cat is released. If no proof of rabies vaccination is shown, a rabies voucher must be purchased from a licensed veterinarian before the animal is released to owner.

(e) An owner reclaiming an impounded animal may be required to pay the designed fee(s) for each day the animal has been impounded. An owner reclaiming a repeated impoundment occurring within twelve (12) months may be charged double.

(f) Dogs and cats which have bitten someone shall be quarantined for (10) ten days from the bite (location and condition will be determined by the Animal Control Officer). Any owner who fails to properly quarantine his/her animal is subject to citation for violation of this section, and the animal shall be moved to the animal shelter for the remainder of its quarantine period. If owner is unavailable or incapable of quarantining the animal, it will be brought into the shelter to be quarantined for the prescribed period at the owner's cost.

(g) In addition to, or in lieu of impounding an animal found at large, the animal control officer may issue to the known owner of the animal a notice of violation.

(h) The animal shelter shall keep complete and accurate records of the care, feeding, veterinary care, and disposition of all animals impounded at the shelter for a minimum of three (3) years.

(i) A contaminated animal brought into Campbell County Shelter by an officer, the owner may be charged an additional fee to detox the animal.

(j) Disposition: Animals which are the property of the Campbell County Shelter shall be given a live disposition if possible, such as adoption, transfer to an animal rescue organization, or return to field for community cats. An animal may be euthanized as a last resort, or if the animal is terminally sick/injured and not treatable, or if the Campbell County Shelter director determines the animal jeopardizes public safety and no organization is willing to accept a transfer of ownership. Euthanasia requires documentation supporting the decision and shall be kept on file for at least three years.

Section VII – Confinement of Animals When in Heat:

Every female dog or cat in heat shall be confined in a building or secure enclosure in such manner that such female dog or cat cannot come in contact with another animal except for a planned breeding.

Section VII - Humane Treatment of Animals:

(a) All animal owners shall provide their animals with wholesome food and water, adequate shelter as defined herein, veterinary care when needed to prevent suffering, humane care and treatment.

(b) If any animal is restrained by a chain, tether or similar restraint, it shall be designed and placed to prevent choking or strangulation. Such chain or restraint shall not be less than ten (10) feet in length, and either on a swivel designed to prevent the animal from choking or strangling itself or else on a chain run.

No person shall allow a dog to be tethered:

1. unattended without constant access to adequate shelter as defined herein and clean, potable water;
2. by a tether the length of which allows the dog to cross the property line of the property on which it is tethered;

3. using a logging chain, tow chain, or other tether that causes injury to the dog because of the material of which it is made or because of the size or weight of the tether;
4. by attaching the tether to the dog by a collar that is of a material not designed as a dog collar, that is ill-fitting, or by means of a choke, pinch, or prong collar; or
5. in an area likely to cause injury to the dog because of entanglement or because of surrounding structures.

No person shall leave a dog outside unattended during extreme weather.

(c) No owner shall abandon any animal. Abandonment consists of leaving such animal for a period in excess of twenty-four (24) hours, without providing for someone to feed, water, and check on animal's condition. No owner shall leave an animal by a roadside or other area or leave such animal on either public or private property without the property owner's consent. In the event that an animal is found so abandoned, such animal may be captured by the Animal Control Officer, or Police Officer, and be impounded in the Campbell County Animal Shelter. In the event that an animal is so abandoned, the owner or the person(s) having responsibility for the animal's care, shall be subject to a citation for violation of this section. A community cat shall not be considered to be abandoned.

(d) No person shall neglect, beat, cruelly ill-treat, or torment any animal or cause or permit any dogfight, or other combat between animals. For the purposes of this paragraph, neglect, cruel, ill-treatment, and torment of an animal shall be defined as a failure by a person to adhere to the requirements and provisions of subparagraphs (a) (b) (c) and (d) of this section.

(e) In the event there is probable cause to suspect that an animal is being beaten, cruelly ill-treated, neglected or tormented or involved in a dogfight, or other combat, custody of such animal may be taken by the Campbell County Control Officer, or Police Officer, and impounded in the Animal Shelter. The Animal Shelter shall hold the animal pending the court's ruling on the disposition of the animal.

(f) Upon finding by a court that the animal has been neglected, beaten, cruelly ill-treated or tormented or involved in a dogfight, or other combat between animals, the animal shall become the property of Campbell County. Any animal observed by an Animal Control Officer or Police Officer to be in immediate danger may be removed from such situation by the quickest and most reasonable means available.

(Section 39-14-202 Cruelty to animals) Animal laws of Tennessee

(g) No person shall give away any live animal, fish, reptile, or bird as a prize for, or as an inducement to enter, any contest, game, or other competition, as an inducement to enter a place of amusement; or as an incentive to enter into any business agreement whereby the offer was for the purpose of attracting trade.

(h) Any person operating a motor vehicle and strikes a domestic animal shall stop at once and render such assistance as may be possible and shall immediately report such injury or death to

animal's owner. In the event the owner cannot be ascertained or located, such operator shall at once report the accident to the Campbell County Animal Shelter or 9-1-1.

Section IX - Poisons:

No person shall place any poisonous substance in any location which may be harmful to any domesticated animal where it may be readily found and eaten by such animal.

Section X – Adoption of animals from the Campbell County Animal Shelter:

Once an animal becomes the property of Campbell County Animal Shelter it may be adopted by a member of the public in accordance with current adoption policies as enacted by the director of the animal shelter, including the payment of an adoption fee. Any individual taking an unaltered dog or cat from the shelter must comply with applicable ordinances and policies relating to unsterilized animals.

The animal shelter shall use its best efforts to adopt out or transfer to a rescue organization any animal that is fit for placement.

Section XI - Exhibitions of Wild or Dangerous Animals Prohibited:

No person shall own, possess, or have custody on his/her premises any wild or dangerous animal for display, training, or for exhibition purposes, whether gratuitously or for a fee. This may be permitted with the appropriate state and federal licenses that apply.

Section XII - State Law Prohibits Keeping of Wild Animals:

(a) Unless properly licensed by a state or federal authority, no person shall own, possess, or have custody on his/her premises any wild or dangerous animal for display, training, or exhibition purposes, weather gratuitously or for a fee.

(b) No person shall keep or permit to be kept any wild animal as a pet.

(c) The Campbell County Animal Shelter shall have the authority to release or order the release of any infant wild animal under temporary permit that is deemed capable of survival.

Section XII - Animal Waste:

The owner of every animal shall be responsible for the removal of any excreta deposited by his/her animal(s) on public walks, recreation areas, or private property.

Section XIV - Dangerous Animal:

Definitions:

Attack means an unprovoked attack in an aggressive, terrorizing, or threatening manner on a human in which the victim suffered a physical injury, including but not limited to a scratch, abrasion, or bruise: or on a domesticated animal that causes death or injury that requires veterinary treatment.

Confined means securely confined indoors in a securely enclosed and locked pen, structure, fence, or otherwise, upon the premises of the owner of such animal, or within an automobile or

other vehicle by whomever owns animal. However, under no circumstances is an electronic or similar fence sufficient to confine a dangerous animal.

Dangerous animal means any animal that has been designated as such by the Campbell County general sessions court. No animal shall be deemed dangerous solely on the basis of breed, weight, size, or appearance.

Proper enclosure means a place in which the animal is securely confined indoors or in a securely enclosed and locked pen or structure with a top to prevent children from entering and designed to prevent the animal from escaping and also provide protection from the elements. The enclosure shall be of suitable size for the animal.

Properly restrained means:

1. Controlled by a competent able-bodied person by means of a chain, proper leash, or other like device not to exceed six feet in length;
2. Secured within a vehicle being driven or parked. Proper restraint would not allow the animal to escape the confines of the vehicle or have access to persons outside the vehicle.
3. Kept within a proper enclosure that is suitable for the size of the animal.

Provocation means that the threat, injury, or damage caused by the animal was sustained by a person who, at the time, was committing a willful trespass or other tort upon the premises occupied by the owner of the animal, or was tormenting, abusing, or assaulting the animal, or was committing or attempting to commit a crime.

Severe injury means any injury in which the victim suffers pain as a result of an attack by an animal and which includes any broken bone, bleeding, or death on the part of the victim.

Citations.

1. If an animal control officer or a law enforcement officer has investigated and determined there is probable cause to believe the animal is dangerous, a citation will be issued for the owner to appear in general sessions court. At that time the animal may be seized and impounded at the Campbell County Animal Shelter until a hearing date can be established, as soon as feasible, by the general session's judge. All incurred cost shall be paid by the owner.

2. The general sessions court shall designate an animal "dangerous" if the court finds, upon a preponderance of the evidence, that the animal:

- A. Has engaged in any behavior when unprovoked that reasonably would have required a person to take defensive action to prevent bodily injury, or
- B. Has when unprovoked attacked a person or domestic animal.

3. No animal may be declared dangerous as a result of injury or damage if, at the time the injury or damage occurred:

- A. If the person who was injured was committing a willful trespass or other tort upon the premises occupied by the owner of the animal; or
- B. If the person was teasing, tormenting, or assaulting the animal; or,
- C. Was committing or attempting to commit a crime; or,

- D. The animal was protecting or defending a person within the immediate vicinity of the animal from an unjustified attack; or,
- E. Injury or damage was sustained by a domestic animal which, at the time of the injury or damage, was teasing, tormenting, abusing or assaulting the animal.

4. Upon designating an animal as "dangerous", the general sessions court shall impose such additional restrictions on the owner as are appropriate under the circumstances of the case. The general sessions court shall reduce such restrictions to writing and have them served on the respondent.

5. It shall be unlawful for any person who is subject to any such restrictions to fail to comply with such restrictions.

6. It shall be unlawful for any person whose animal has been deemed "dangerous" to transfer ownership of such animal to another person without;

- A. Having advised such a person in writing the animal has been deemed dangerous, or,

- B. Having advised such other person in writing of the restrictions that have been placed upon the animal: or,

- C. Having notified the Campbell County Animal Shelter in writing (seven days) prior to such transfer of the name, address and telephone number of the proposed new owner, the proposed new location of the animal and the name and description of the animal.

Notice of Designation.

If the owner of the animal is absent when the hearing is conducted, such owner shall be notified by the general sessions court in writing of the decision and any restrictions imposed upon the owner, either personally through the Campbell County Animal Shelter or by first-class mail, postage prepaid. If the animal is declared "dangerous, the owner shall comply with all restrictions imposed herein and the general sessions court within the time period to be specified by the general sessions court at the time the restrictions are imposed.

Impoundment and abatement of dangerous animal.

1. If upon investigation it is determined by an animal control officer or law enforcement officer that probable cause exists to believe an animal poses an immediate threat to public safety, then the animal may be seized immediately and impounded at the Campbell County Animal Shelter pending a hearing to be held pursuant to this article.

2. Any animal control officer may impound a dangerous animal, if such officer has reasonable cause to believe that any of the mandatory restrictions upon the animal are not being followed. The owner shall surrender the animal to the animal control officer or law enforcement officer upon demand. At that time the officer will serve a citation upon the owner for violation of the provisions of this chapter.

3. The dangerous animal will be brought into the Campbell County Animal Shelter. Within 5 days of the owner's original court date, the owner must have satisfied any costs or fees that incurred at the Campbell County Animal Shelter. If the fees are not satisfied after 5 days, the animal will become property of Campbell County Animal Shelter. Additional fees must be satisfied within 5 days of any subsequent court dates.

Possession unlawful without proper restraint; failure to comply with mandatory restrictions.

1. It is unlawful for a person to have the custody of or own a dangerous animal that is not properly restrained. Owner must be in full compliance with all restrictions placed upon such animal by the general session's court.
2. If a dangerous animal is impounded due to the owner's failure to comply with the restrictions placed upon such owner by the general sessions court, the Campbell County Animal Shelter shall request that the district attorney general for the county file a petition with the circuit court for the destruction of the animal.
3. Nothing in this ordinance shall be construed to limit the county's authority to request that the district attorney general file a petition with the general sessions court of the county for the destruction of any animal in accordance with Tenn. Code Ann. #44-17-120 or to dispose of animals pursuant of any legislative authority whatsoever, including but not limited to,

TCA #44-17-120. Destruction of dog causing death or serious injury to human-Notice to dog's owner

(a) Any dog which attacks a human and thereby causes death or serious injury may be destroyed upon the order of such judge of the general sessions court of the county wherein the attack occurred. Such orders shall be granted on the petition of the district attorney general for the county. The petition shall name the owner of the dog, and the owner shall be given notice as in civil cases, that if the owner does not appear before the court within five (5) days of the receipt thereof and show cause why the dog should not be destroyed, then the order shall issue and the dog shall be destroyed.

Mandatory restrictions on dangerous dogs:

1. Once the animal is designated as dangerous by the general sessions court, the following restrictions shall be mandatory upon the owner of such animal:
 - a. The animal must be confined indoors or confined on the owner's property by a securely enclosed and locked enclosure to prevent the entry of a young child and prevent the animal from escaping.
 1. The enclosure must be securely anchored to ground and have secure sides and top.
 2. The secure enclosure must provide proper protection from the elements.
 - b. The animal shall not be permitted to leave the premises of the owner unless it is properly restrained by a proper leash or led under the control of a person physically capable of totally controlling the animal and the animal must be obedient to that person's commands.
 - c. The owner must allow inspection of the animal and its enclosure by the animal control officer and must produce upon demand, proof of compliance with such restrictions.
 - d. In the event that the owner of the animal is a tenant on real property where the animal is being kept, the owner must obtain written permission from the landlord or property

owner, to be filed with the animal control, to keep the animal on certain specified premises.

e. Implantation of an identification microchip in animal; the serial number of the identification microchip must be supplied to the Campbell County Animal Shelter.

f. The owner of a dangerous animal shall not permit such an animal to be chained, tethered or otherwise tied to any inanimate object such as a tree, post or building, inside or outside of its fence or proper enclosure.

g. Owner must display a permanently secure sign "WARNING DANGEROUS ANIMAL-KEEP AWAY" clearly visible at all entrances to the owner's premises on which the animal is kept.

h. Requiring the owner of the animal to procure and maintain in effect liability insurance, including coverage of claims arising from the conduct of the animal, in amount of \$50,000.00 and to furnish a certificate of insurance to the Campbell County Animal Control. The CCAC is to be notified prior to cancellation or lapse of coverage.

i. Maintaining and updating annually a record maintained with the animal control, contact information, emergency contact persons and phone numbers, landlord, and /or property owner, liability insurance carrier, vaccination status, and other information deemed necessary by animal control.

2. The general sessions court may impose such additional restrictions that it deems necessary.

3. The cost of such restrictions must be paid by the owner.

Removal of designation of dangerous animal.

If there are no additional instances within 24 months of the date of designation as a dangerous animal, the animal will automatically be removed from the list as dangerous

Change of ownership, custody or location of animal; death of animal.

1. The owner of dangerous animal who moves or sells the animal, or transfers the ownership, custody or location of the animal, shall notify the Campbell County Animal Control within 7 days prior to the actual transfer of the animal the name, address, and telephone number of the proposed new owner, the proposed new location, name and description of the animal.

2. The owner shall notify any new owner in writing regarding the details of the animal's record and terms and conditions for confinement. The transferring owner shall also provide the Campbell County Animal Control with a copy of the notification to the new owner of the original notification and acceptance of the terms and conditions.

3. If a dangerous animal should die, the owner shall notify the Campbell County Animal Control no later than 72 hours thereafter with verification or evidence of the animal's death.

4. If the dangerous animal escapes, the owner shall immediately notify the Campbell County Animal Control and make reasonable effort to recapture the escaped animal.
5. The owner of the animal that has been deemed dangerous by another lawful body other than Campbell County Animal Control, or an animal that has special restrictions placed against the animal by any governmental entity or agency based upon the behavior of the animal, must notify the Campbell County Animal Control when relocating to Campbell County.
6. Any person relocating a dangerous animal to Campbell County is subject to the restrictions set forth in this article.

Penalties.

Any person violating the provisions of this article upon conviction shall be fined \$50.00 and each day of violation shall be deemed a separate violation.

Terms.

As used herein, the terms "Campbell County Animal Shelter," "Campbell Co County Animal Control" and Campbell County Animal Officer" each refer to the animal control agency and personnel established by Campbell County Government and shall be interpreted as appropriate to the circumstances.

Section XV - Professional Permits:

(a) Any person, or business that keeps the same 10 dogs and /or cats that are over 6 months age, at the same location over 30 days, shall be required to have a kennel permit. The premises shall be available to the animal control officer for inspection at reasonable hours. After an application is filed with the Campbell County Animal Shelter, licensing authority shall inspect the facility prior to issuing a permit. The licensing authority may revoke any permit or license if the person holding the permit or license refuses to comply with this ordinance, the regulations promulgated by the licensing authority, or any law governing the protection and keeping of animals. No person who has been convicted of cruelty to animals shall be issued a permit or license to operate animal establishment.

(b) The licensing authority shall promulgate regulations for the issuance of permits and shall include requirements for humane care of all animals and for compliance with the provisions of this resolution and ordinance. The licensing authority may amend such regulations from time to time as deemed desirable for public health and welfare for the protection of animals. (See Section XVI for standards governing the establishment of Kennels).

(c) When an applicant has shown that he/she is willing and able to comply with this Ordinance, the permit shall be issued upon payment of the application fee in compliance with subparagraph (e).

(d) The permit period shall run for one year. Renewal applications for permits shall be made thirty days prior to, and up to sixty days after the start of the year. Applications for a permit to establish a new animal establishment under the provisions of this ordinance may be made at any time.

(e) If there is a change of ownership of an animal establishment, the new owner may have the current permit transferred to his/her name upon payment of a \$10.00 transfer fee.

DOGS and CATS

- * Kennel authorized to house ten or more but fewer than fifty \$100.00
- * Kennel authorized to house fifty or more \$150.00
- * Pet Shop \$100.00

(f) Every facility regulated by this Ordinance shall be considered a separate enterprise requiring an individual permit.

(g) No fee may be required of any veterinary hospital.

(h) Failure to obtain a permit before opening any facility covered in this section shall result in a fine of \$500.00.

(i) Any person who has a change in the category under which a permit was issued shall be subject to a reclassification and readjustment of the permit fee. No part of the permit fee shall be refunded.

Section XVI - Standards for Establishing Kennels:

(a) All enclosures housing animals must provide adequate protection against weather.

(b) The food shall be free from contamination, wholesome, palatable, and of sufficient quality and nutritive value to meet the normal daily requirements for the condition and size of the animal.

(c) All animals shall have fresh water available at all times.

(d) All areas housing animals shall be free of accumulated or standing water.

(e) All areas housing animals shall be free of accumulated waste and debris, and shall be maintained regularly as to promote proper health.

(f) All animals housed shall be provided with proper veterinary care to promote good health.

(g) Persons operating a Kennel shall be required to pay an annual registration fee in accordance with the number of animals housed.

(h) At no time shall the number exceed the number covered by the registration fee.

(i) Any person who has a change in category under which a permit was issued shall be subject to a reclassification and readjustment of the permit. No part of the permit fee shall be refunded.

Section XVII- Interference with Enforcement Prohibited:

No person shall in any manner interfere with, hinder, molest, or abuse any officer or individual authorized to enforce the provisions of this Ordinance.

Section XVII-Severability:

If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this Ordinance.

Section XIX - Fees and Charges:

Impound/quarantine fees	
First day	\$45.00
Each day following	\$15.00 per day
Second impoundment	\$90.00
Second impoundment daily	\$30.00 per day
Detox Fee	\$25.00 per animal

Any fees including those listed here may be charged at the discretion of the Animal Shelter Director. Additional fees may include but are not limited to vaccinations, microchip, spay/neuter, adoption, etc. Changes in fees charged by the Animal Shelter shall be posted thirty (30) days before they become effective.

Section XX - Sterilization:

No dog or cat shall be released for adoption without being sterilized unless the surgery is deemed unsafe for the animal by a veterinarian.

XXI – Definitions:

Adequate shelter: That shelter which will keep a non-aquatic animal dry, out of the direct path of winds, out of direct sun, and at a temperature that is healthful for the animal. The containment area for the animal shall be free of accumulated waste and debris so that the animal shall be free to walk or lie down without coming in contact with waste or debris; shall be free of unsanitary conditions which results in offensive odors or is dangerous to the animal or to public health, welfare or safety; and shall be as free of ticks, fleas, flies, and mosquitoes as possible. A suitable method of drainage shall be provided to rapidly eliminate any excess water or moisture. Aquatic and semi-aquatic animals shall have an adequate amount of clean water in which to move. For dogs outside and unattended as defined herein, adequate shelter shall meet the following minimum standards:

1. The shelter shall be a waterproof and windproof structure of suitable size to accommodate the dog and allow retention of body heat. It shall be made of durable material with a solid, waterproof floor raised at least three (3) inches from the ground. A doghouse shall not be constructed of metal or any material that readily conducts heat or cold.
2. At or below forty degrees Fahrenheit, the structure shall be provided with a sufficient quantity of dry bedding material or other means of protection from the weather that

will allow the animal to retain body heat.

3. At or above eighty degrees Fahrenheit, each dog must be afforded one or more separate areas of shade large enough to accommodate the entire body of the dog at one time to ensure protection from the direct rays of the sun. A doghouse is inadequate protection from the sun.

Animal: Any non-human living creature, whether domestic or wild.

Animal control Officer: Shall mean person or persons, qualified to perform such duties under laws established by Campbell County or the State of Tennessee in impounding animals, controlling animals running at large, and enforce all regulations in this ordinance.

Animal-at-large: Any animal not lawfully on the owner's/keeper's property or not under the immediate control of a competent person by way of leash or other similar restraining device. Voice command or use of audible signals is not deemed to be sufficient control. Community cats are exempt from animal at large prohibitions.

Animal Shelter: Any facility operated by the Campbell County government for the purpose of impounding animals under the authority of this ordinance or state law for the care, confinement, return to owner(s), adoption, or as a last resort, euthanasia.

Breeder: Any person owning unaltered animals with the intent of selling the animal's offspring

Cat: All members of the domestic feline family four months of age or older.

Commercial Animal Establishment: Any pet shop, grooming shop, kennel, auction, riding school or any other establishment licensed to deal in or with a volume of animals.

Community cat: Any free roaming cat without visibly discernable or microchip identification that may be cared for by one or more residents in the area, known or unknown. Community cats that are ear tipped indicate the animal is sterilized and vaccinated against rabies at least one time. A community cat may also mean a cat that is found outside with no valid identification that is brought to the animal shelter and is not yet sterilized, ear tipped, and rabies vaccinated. The Campbell County Animal Shelter shall be the designated shelter and will develop rules and regulations for the program.

Cruelty: To inflict pain or suffering and includes any act of neglect or abandonment.

Domestic Animal: Any animal whose physiology has been determined or manipulated through selective breeding and does not occur naturally in the wild and may be vaccinated against rabies vaccine, and any animal which has an established rabies quarantine observation period.

Dog: All members of the domestic canine family four months of age or older.

Exotic Animal: All species of animals which commonly exist in a natural, unconfined state, are usually not domesticated and can pose a potential physical threat to the public or that is protected

by international, federal, or state regulations.

Extreme Weather: Any period in which a severe weather advisory or warning has been issued for the area by the National Weather Service.

Feral: An animal that was domesticated at one time, but now lives in the wild or that have been born in the wild and have not been domesticated.

Fowl: Any wild or domesticated bird.

Kitten: Any domestic feline younger than four months.

License Facility or Kennel: Any facility wherein a person, business, or organization regularly keeps animals and receives compensation for the services or sale of the animals.

Livestock: All farm animals, including but not limited to cattle, horses, pigs, fowl, sheep, goats, and mules.

Neutered Male: Any male that has been surgically sterilized.

Observation period: Ten (10) days following a biting incident during which an animal's health status must be monitored.

Owner or Keeper: Any person, partnership, or corporation keeping or harboring one or more animals. An animal shall be deemed harbored if it is fed or sheltered for three days or more. A person caring for a community cat(s) shall not be considered the owner or keeper of those cats.

Person: An individual, partnership, association, company, firm, business or corporation.

Performing Animal Exhibition: Any spectacle, display, act, or event other than circuses, in which performing animals are used, commercially or for profit. Not to include dog shows or obedience training not for profit.

Poison: A liquid, solid, or gaseous substance which has an inherent property that kills or destroys life or impairs health.

Pet or companion animal: Any animal kept for pleasure rather than utility; an animal of a species that has been bred and raised to live in or about the habitation of humans and is dependent on people for food and shelter.

Provoke: To arouse or stir up purposely, to incite or to invoke attack.

Puppy: Any domestic canine younger than four months.

Quarantine: Humane confinement of an animal for the observation of symptoms of rabies, or other disease, in a secure enclosure that prevents the animal from coming into unplanned contact

with any other animal or human being.

Rescue organization: Any not-for-profit organization having tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or significant part, the rescue and placement of animals into permanent homes, and which does not breed animals. Animal rescue organizations do not include any entity which 1) is located on the same premises as a person or entity that breeds dogs or cats; 2) routinely obtains dogs or cats from such a person or entity; or 3) facilitates the sale of dogs or cats that were obtained from such a person or entity.

Restraint: For all animals "restraint" means on the premises of the owner, or if off the premises secured by leash or lead under the control of a person physically capable of restraining the animal and obedient to that person's commands.

Vicious or Dangerous Animal: Any animal (a) with the propensity or inclination to attack unprovoked, to cause injury to, or otherwise to endanger the safety of humans or domesticated pets; (b) which has attacked a human being or domesticated animal without provocation; or (c) which is trained to fight or attack humans or other animals. No animal shall be considered vicious or dangerous solely on the basis of breed, size, weight, or appearance.

Stray Animal: Any animal running at large with no identifiable owner. Community cats shall be exempt from this provision.

Spayed female: Any female animal that has been surgically sterilized.

Unattended: Outdoors and beyond the visual sight and physical presence of the owner, handler, or caretaker for 15 minutes or more.

Vaccination: The injection by a veterinarian or other qualified person of rabies vaccine approved by and administered in accordance with the regulations of the Tennessee State Board of Health.

Wild Animal: Any living member of the animal kingdom, including those born or raised in

captivity, except the following: domesticated dogs (excluding hybrids with wolves, coyotes, or jackals), domestic cats (excluding hybrids with ocelots or margays); farm animals, rodents, any hybrid animal that is part wild, and any captive and bred species of common cage birds.

Effective Date

This resolution and ordinance shall be in full force immediately upon adoption by the Board of Campbell County Commissioners.

Adopted on this 19th day of July, 2021.

APPROVED:


County Commission Chairman

ATTEST:


County Clerk

APPROVED:


County Mayor

